

Combined Declaration and Power of Attorney for Patent Application

Docket Number: 38-21(15749)B

As a below named inventor, I hereby declare that:

SEP 05 2000

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled Nucleic Acid Sequences from Cyanidium caldarium and Uses thereof, the specification of which is filed herewith unless the following box is checked:

☒ was filed on April 03, 2000 ;  
as United States Application Number 09/540,235 ; and  
was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application, which designated at least one country other than the United States listed below, and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

☐ Yes ☐ No

\_\_\_\_\_  
(Application No.) (Country) (Day/Month/Year Filed)

☐ Yes ☐ No

\_\_\_\_\_  
(Application No.) (Country) (Day/Month/Year Filed)

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

60/128,439 04/06/1999 Pending  
(Application No.) (Filing Date) (Status)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or under § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56 that became available between the filing date of the prior application and the national or PCT international filing date of this application.

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Lawrence M. Lavin, Jr.  
Dennis R. Hoerner, Jr.  
Richard H. Shear

Reg. No. 30,768  
Reg. No. 30,914  
Reg. No. 26,583

Robert A. Auchter, Reg. No. 38,069  
Jeffrey I. Auerbach, Reg. No. 32,680  
Melvin L. Barnes, Jr. Reg. No. 38,375  
William D. Belanger, Reg. No. 40,509  
Michael J. Bell, Reg. No. 39,604  
John A. Bendrick, Reg. No. 341,612  
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Joseph V. Colaianne, Reg. No. 39,948  
Chris Comuntzis, Reg. No. 31,097  
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Jenny Wei-Chun Chen, Reg. No. 44,604  
Ben M. Davidson, Reg. No. 38,424  
Ross E. Davidson, Reg. No. 41,698  
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Viola T. Kung, Reg. No. 41,131  
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William K. West, Reg. No. 22,057  
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Send Correspondence to:

**Larry M. Lavin, Jr.**  
Patent Department, E2NA  
Monsanto Company  
St. Louis, MO 63167  
Tel: 314-694-3602  
Fax: 314-694-1671

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor	Dane K. Fisher
Inventor's signature	<i>Dane K. Fisher</i> Date 08/29/2000
Residence	Wentzville, Missouri USA
Citizenship	USA
Post Office Address	2867 Jackson Road, Wentzville, MO 63385

Full name of second inventor	Raghunath V. Lalgudi
Inventor's signature	Date
Residence	Clayton, Missouri USA
Citizenship	India
Post Office Address	622 Forest Court Road, #35, Clayton, Missouri 63105

Full name of third inventor	
Inventor's signature	Date
Residence	USA
Citizenship	USA
Post Office Address	

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<u>60/128,439</u>	<u>04/06/1999</u>	<u>Pending</u>
(Application No.)	(Filing Date)	(Status)

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Full name of sole or first inventor Dane K. Fisher	
Inventor's signature	Date
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Citizenship	USA
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Full name of second inventor Raghunath V. Lalgudi	
Inventor's signature <i>Raghunath Lalgudi</i>	Date <i>09/01/00</i>
Residence	<del>Clayton, Missouri USA</del> <i>2312 Madison, 23 ACADEMY ROAD, ARLINGTON - MA</i>
Citizenship	India <i>02476</i>
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Full name of third inventor	
Inventor's signature	Date
Residence	USA
Citizenship	USA
Post Office Address	